

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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P.J. Stevens,

Civil No. 07-626 (RHK/RLE)

Plaintiff,

**ORDER**

vs.

Debra J. Braselton,

Defendant.

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Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-entitled matter, it is **ORDERED**:

1. The Report and Recommendation (Doc. No. 3) is **ADOPTED**;
2. Plaintiff's Application to Proceed In Forma Pauperis (Doc. No. 2) is **DENIED AS MOOT**; and
3. This action is **SUMMARILY DISMISSED** pursuant to Title 28 U.S.C. §1915(e)(2)(B)(ii) and (iii).

Dated: March 5, 2007

s/Richard H. Kyle  
RICHARD H. KYLE  
United States District Judge